



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
GREATER ATLANTIC REGIONAL FISHERIES OFFICE
55 Great Republic Drive
Gloucester, MA 01930-2276

OCT 23 2018

Evelyn MacKnight
Associate Director
Water Protection Division
U.S. EPA Region 3
1650 Arch St., Philadelphia, PA. 19103

Re: 2018 Triennial Review of Virginia's Water Quality Standards for Cadmium and Ammonia

Dear Ms. MacKnight:

We have completed our consultation under section 7 of the Endangered Species Act (ESA) in response to your incoming Biological Evaluation finalized on October 15, 2018, regarding the above-referenced proposed project. We reviewed your incoming request for informal consultation and related materials. Based on our knowledge and your materials, we concur with your conclusion that the proposed action is not likely to adversely affect any ESA-listed species or designated critical habitat under our jurisdiction. Therefore, no further consultation pursuant to section 7 of the ESA is required.

Reinitiation of consultation is required and shall be requested by the Federal agency or by the Service, where discretionary Federal involvement or control over the action has been retained or is authorized by law and: (a) If new information reveals effects of the action that may affect listed species or critical habitat in a manner or to an extent not previously considered in the consultation; (b) If the identified action is subsequently modified in a manner that causes an effect to the listed species or critical habitat that was not considered in this consultation or; (c) If a new species is listed or critical habitat designated that may be affected by the identified action. No take is anticipated or exempted. Should you have any questions about this correspondence please contact Chris Vaccaro at (978) 281-9167 or by email (christine.vaccaro@noaa.gov).

For questions related to Essential Fish Habitat please contact Kristy Beard with our Habitat Conservation Division at (301)-427-8413 or at (kristy.beard@noaa.gov).

Sincerely,

Jennifer Anderson
Acting Assistant Regional Administrator
for Protected Resources





EC: Vaccaro, PRD; Beard, HCD; Atkinson, EPA

PCTS: NER-2018-15053

File Code: H:\PRD_Common\Section 7 Team\Section 7\Non-Fisheries\EPA\Informal\2018\VA Cadmium and Ammonia Criteria

Re: 2018 Technical Review of Virginia's Water Quality Standards for Cadmium and Ammonia

Dear Mr. Marking:

We have completed our consultation under section 7 of the Endangered Species Act (ESA) in response to your upcoming Biological Evaluation finished on October 15, 2018, regarding the above-referenced project and project. We reviewed your information request for information consultation and related materials. Based on our knowledge and your materials, we concur with your conclusion that the proposed action is not likely to adversely affect any ESA-listed species or designated critical habitat under our jurisdiction. Therefore, no further consultation pursuant to section 7 of the ESA is required.

Reinitiation of consultation is required and will be requested by the Federal agency or by the Secretary of the Army if: (a) new information indicates effects of the action that may affect listed species or critical habitat in a manner not previously considered in the consultation; (b) the identified action is subsequently modified in a manner that causes an effect on the listed species or critical habitat that was not considered in the consultation; or (c) new species or critical habitat are identified that may be affected by the proposed action. No later than 90 days after completion of this review, you have any questions about this review, please contact Chris Vaccaro at (504) 381-0467 or by email (chris.vaccaro@noaa.gov).

For questions related to Essential Fish Habitat please contact Kristy Beard with our Habitat Conservation Division at (504) 381-0467 or by email (kristy.beard@noaa.gov).

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Acting Assistant Regional Administrator
for Protected Resources

